

REMARKS

Applicant respectfully requests reconsideration and allowance of the subject application in view of the foregoing amendments and the following remarks.

Claims 1-2, 4, 6-27 and 29-36 are pending in the application, with claims 1, 12, 19, 27 and 31 being independent. No claims are amended herein. Claims 3, 5 and 28 are canceled. No claims are withdrawn.

CLAIM REJECTIONS UNDER 25 U.S.C. § 102

Claims 27 and 29-30 stand rejected under 35 U.S.C. § 102(e) as being anticipated by Hurwitz et al. (U.S. Patent App. Pub. No. 2005/0147130; hereafter "Hurwitz"). Submitted herewith is a declaration of the inventors under 37 C.F.R. § 1.131 swearing behind Hurwitz. Hurwitz should therefore be removed as prior art.

Although Applicant respectfully submits that Claims 27 and 29-30 are not anticipated by Hurwitz, Applicant respectfully reserves further comment on the merits of the Examiner's rejections in view of the enclosed declaration under 37 C.F.R. § 1.131. Accordingly, Applicant respectfully traverses the rejection, and respectfully requests that the rejection be reconsidered and withdrawn.

CLAIM REJECTIONS UNDER 35 U.S.C. § 103

Claims 1-2, 4, 6-26 and 31-36 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Hurwitz (U.S. Patent App. Pub. No. 2005/0147130; hereafter "Hurwitz") in view of Robbin et al. (U.S. Patent App. Pub. No. 2003/0079038; hereafter "Robbin"). Submitted herewith is a declaration of the inventors under 37 C.F.R. § 1.131 swearing behind Hurwitz. Hurwitz should therefore be removed as prior art.

Although Applicant respectfully submits that Claims 1-2, 4, 6-26 and 31-36 are neither anticipated nor rendered unpatentable by Hurwitz in view of Robbin, Applicant respectfully reserves further comment on the merits of the Examiner's rejections in view of the enclosed declaration under 37 C.F.R. § 1.131. Accordingly, Applicant respectfully traverses the rejection, and respectfully requests that the rejection be reconsidered and withdrawn.

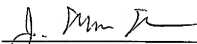
CONCLUSION

All objections and rejections having been addressed, it is respectfully submitted that the present application is now in condition for allowance, and a Notice to that effect is earnestly solicited. However, if there are any remaining matters that may be handled by telephone conference, the Examiner is kindly invited to contact the undersigned attorney at the telephone number listed below.

Respectfully Submitted,

Lee & Hayes, PLLC

Dated: 12/2/08

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